

Town Board Minutes

Meeting No. 14

Special Meeting

April 15, 2002

Town Board Minutes

April 15, 2002

Meeting No. 14

A joint meeting of the Town Board and the Planning Board of the Town of Lancaster, New York, was held at the Lancaster Town Hall, 21 Central Avenue, Lancaster, New York on the 15th day of April 2002, at 6:30 PM and there were

PRESENT: ROBERT GIZA, SUPERVISOR
 MARK MONTOUR, COUNCIL MEMBER
 RONALD RUFFINO, COUNCIL MEMBER*
 DONNA STEMPIAK, COUNCIL MEMBER
 RICHARD ZARBO, COUNCIL MEMBER**
 JOHN GOBER, PLANNING BOARD MEMBER
 STANLEY KEYSA, PLANNING BOARD CHAIRMAN
 MICHAEL MYSZKA, PLANNING BOARD MEMBER
 MELVIN SZYMANSKI, PLANNING BOARD MEMBER

ABSENT: REBECCA ANDERSON, PLANNING BOARD MEMBER
 LAWRENCE KORZENIEWSKI, PLANNING BOARD MEMBER
 STEVEN SOCHA, PLANNING BOARD MEMBER

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
 RICHARD SHERWOOD, TOWN ATTORNEY
 JEFFREY SIMME, BUILDING INSPECTOR
 ROBERT LABENSKI, TOWN ENGINEER

* Council Member Ruffino arrived at 6:37 P.M., before the start of business.

** Council Member Zarbo arrived at 6:45 P.M. during the first action.

PURPOSE OF MEETING:

This joint meeting of the Town Board and Planning Board of the Town of Lancaster was held for the purpose of acting as a Municipal Review Committee for three (3) actions.

**IN THE MATTER OF THE SEQR REVIEW OF THE
TIM HORTONS COFFEE & BAKED GOODS RESTAURANT SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Tim Hortons Coffee & Baked Goods Restaurant site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER MYSZKA
WHO MOVED ITS ADOPTION, SECONDED BY
PLANNING BOARD MEMBER GOBER, TO WIT:**

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
TIM HORTONS COFFEE & BAKED GOODS RESTAURANT SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately .19 acres.

The location of the premises being reviewed is situate at 3600 Walden Avenue, Lancaster, New York, County of Erie.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following: (except as noted)
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
It is noted that there may be a small to moderate impact upon existing traffic patterns.
 - C.2 Aesthetic, agricultural, archaeological, historic, or other natural or cultural resources; or community or neighborhood character.
No significant adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No significant adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No significant adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No significant adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No significant adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No significant adverse effects noted
- D. The project will have no impact on the environmental characteristics that caused the establishment of a CEA.
- E. There may be controversy related to traffic patterns.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

April 15, 2002

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a voice vote which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	*
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	WAS ABSENT
PLANNING BOARD MEMBER MYSZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

*Stating that he was a "spectator", Council Member declined the request to vote.

The Notice of Determination was thereupon adopted.

April 15, 2002

**IN THE MATTER OF THE SEQR REVIEW OF THE
TOPS MARKETS FUELING FACILITY SITE PLAN**

The Municipal Review Committee proceeded with the short Environmental Assessment Form on the Tops Markets Fueling Facility site plan matter with an item for item review and discussion of the project impact and magnitude as outlined on the Short Environmental Assessment Form, entitled "Part II Environmental Assessment", which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:**

RESOLVED, that the following Negative Declaration be adopted.

**NOTICE OF DETERMINATION:
TOPS MARKETS FUELING FACILITY SITE PLAN
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is an unlisted action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately .10± acres.

The location of the premises being reviewed is situate at 4779 Transit Road, Lancaster, New York, County of Erie.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found, in their item for item completion of the Short Environmental Assessment Form on this proposed action as follows:

- A. The action does not exceed any type 1 threshold in 6 NYCRR, Part 617.4.
- B. The action will receive coordinated review as provided for unlisted actions in 6 NYCRR, Part 617.6.
- C. The proposed action will not result in any adverse effects associated with the following:
 - C.1 Existing air quality, surface or groundwater quality or quantity, noise levels, existing traffic patterns, solid waste production or disposal, potential for erosion, drainage or flooding problems.
No significant adverse effects noted
 - C.2 Aesthetic, agricultural, archeological, historic, or other natural or cultural resources, or community or neighborhood character.
No significant adverse effects noted
 - C.3 Vegetation or fauna, fish, shellfish or wildlife species significant habitats, or threatened or endangered species.
No significant adverse effects noted
 - C.4 A community's existing plans or goals as officially adopted, or a change in use or intensity of use of land or other natural resources.
No significant adverse effects noted
 - C.5 Growth, subsequent development, or related activities likely to be induced by the proposed action.
No significant adverse effects noted
 - C.6 Long term, short term, cumulative, or other effects not identified in C1-C5.
No significant adverse effects noted
 - C.7 Other impacts (including changes in use of either quantity or type of energy).
No significant adverse effects noted
- D. The project will have no impact on the environmental characteristics that caused the establishment of a CEA.

- E. There is not, nor is there likely to be, controversy related to potential adverse environmental impacts.

s/s _____
Robert H. Giza, Supervisor
Town of Lancaster

SEAL

April 15, 2002

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a roll call vote which resulted as follows:

SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	*
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	WAS ABSENT
PLANNING BOARD MEMBER MYZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

* Non responsive

The Notice of Determination was thereupon adopted.

April 15, 2002

IN THE MATTER OF THE SEQR REVIEW OF THE

FAIRWAY HILLS SUBDIVISION

The Municipal Review Committee proceeded with the Long Environmental Assessment Form on the amended petition of Fairway Hills Subdivision matter with an item for item review and discussion of the project impact and magnitude as outlined on the Long Environmental Assessment Form entitled "Part 2 Project Impacts and Their Magnitude" which was provided to each member.

**THE FOLLOWING RESOLUTION WAS OFFERED
BY PLANNING BOARD MEMBER GOBER
WHO MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:**

RESOLVED, that the following Negative Declaration be adopted:

**NOTICE OF DETERMINATION
FAIRWAY HILLS SUBDIVISION
NEGATIVE DECLARATION**

PLEASE TAKE NOTICE, that the Town of Lancaster, acting as the designated lead agency under the State Environmental Quality Review Act, has reviewed the following described proposed action, which is a Type 1 action, through its designated Municipal Review Committee, and that committee having found no significant environmental impact relative to the criteria found in 6NYCRR, Part 617.7, the lead agency now issues a Negative Declaration for the purposes of Article 8 of the Environmental Conservation Law in accordance with 617.12.

NAME AND ADDRESS OF LEAD AGENCY

Town of Lancaster
21 Central Avenue
Lancaster, New York 14086
Richard J. Sherwood, Town Attorney
716-684-3342

NATURE, EXTENT AND LOCATION OF ACTION:

The proposed development is of a parcel involving approximately 233± acres.

The location of the premises being reviewed is situated on William Street, in the Town of Lancaster, County of Erie.

REASONS SUPPORTING DETERMINATION

The lead agency, the Town of Lancaster, through the review of the Municipal Review Committee, which is made up of at least three (3) members of the Town Board of the Town of Lancaster together with at least three (3) members of the Planning Board of the Town of Lancaster, has found the proposed action impacts to be as follows:

1. Construction, which may continue for up to ten (10) years, will have a small to moderate impact upon the physical characteristics of the site.
2. The proposed action will not effect any unique or unusual land forms found on the site.
3. The proposed action will not affect any water body designated as protected.
4. The proposed action will not affect any non-protected existing or new body of water.
5. The proposed action will have a small to moderate impact on surface or ground water quality or quantity.
 - a) It is noted that a State Pollution Discharge Elimination System (SPDES) General Permit for Discharge from Construction Activities is required during construction.
 - b) After build out, the proposed action will use water in excess of 20,000 gallons per day.
6. The proposed action will have a beneficial effect on drainage flow patterns and surface water runoff due to the implementation of a drainage plan.
7. The proposed action will not affect air quality.
8. The proposed action will not affect any threatened or endangered species.
9. The proposed action will not substantially affect non-threatened or non-endangered species.
10. The proposed action will not affect agricultural land resources. It is noted the this project's land was removed from the County Agricultural District in the year 2000 by the Erie County Legislature.
11. The proposed action will not affect aesthetic resources.
12. The proposed action will not impact any site or structure of historic, pre-historic or palcontological importance.
13. The proposed action will not affect the quantity or quality of existing or future open spaces or recreational opportunities.

14. The proposed action will have a small to moderate affect on existing transportation systems; there will be an alteration of the present pattern of movement of people. It is noted that the recent installation of a traffic signal at Bowen Road and William Street mitigates prior traffic concerns.
15. The proposed action will not affect the community's sources of fuel or energy supply.
16. During construction, there may be a small to moderate impact related to objectionable odors, noise, or vibration.
17. The proposed action will not affect public health and safety.
18. The proposed action may have a small to moderate affect on the character of the existing community.
 - a.) There will be a small to moderate change in land use density.
 - b.) There will be a small to moderate increase in demand for school, police and fire services.
 - c.) There will be a small to moderate increase in employment during construction.
19. There is not, nor is there likely to be, public controversy related to potential adverse environmental impacts.

It is noted that Mr. Joseph Giallanza, who is one of this project's sponsors, also serves in the volunteer capacity of President of the Community Development Corporation for the Village of Lancaster. Mr. Stanley Keysa, Town of Lancaster Planning Board Chairman, serves the Village of Lancaster in the capacity of a consultant to the Community Development Corporation. Mr. Keysa has no financial interest in this project nor has he rendered any services in the matter of this project.

s/s _____

SEAL

Robert H. Giza, Supervisor
Town of Lancaster

April 15, 2002

and,

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to execute a "Negative Declaration" Notice of Determination of Non-Significance in this matter, and

BE IT FURTHER

RESOLVED, that the Town Attorney's Office prepare and file a "Negative Declaration" Notice of Determination of Non-Significance in this matter with the petitioner and with all required New York State and Erie County agencies, filing a copy of the letter of transmittal and "Negative Declaration" with the Town Clerk.

The question of the adoption of the foregoing Notice of Determination was duly put to a vote on roll call which resulted as follows:

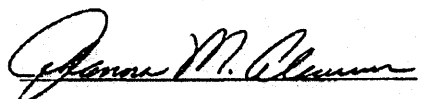
SUPERVISOR GIZA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	*
PLANNING BOARD MEMBER ANDERSON	WAS ABSENT
PLANNING BOARD MEMBER GOBER	VOTED YES
PLANNING BOARD CHAIRMAN KEYSA	VOTED YES
PLANNING BOARD MEMBER KORZENIEWSKI	WAS ABSENT
PLANNING BOARD MEMBER MYZKA	VOTED YES
PLANNING BOARD MEMBER SOCHA	WAS ABSENT
PLANNING BOARD MEMBER SZYMANSKI	VOTED YES

* Non Responsive

The Notice of Determination was thereupon unanimously adopted.
April 15, 2002

ADJOURNMENT:

ON MOTION DULY MADE BY PLANNING BOARD MEMBER SZYMANSKI, SECONDED BY PLANNING BOARD MEMBER GOBER AND CARRIED, by voice vote, this meeting was adjourned at 7:24 P.M.



Johanna M. Coleman, Town Clerk

Town Board Minutes

Meeting No. 15

Regular Meeting

April 15, 2002

Town Board Minutes

April 15, 2002

Meeting No. 15

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 15th day of April 2002 at 8:00 P.M. and there were

PRESENT: MARK MONTOUR, COUNCIL MEMBER
RONALD RUFFINO, COUNCIL MEMBER
DONNA STEMPIAK, COUNCIL MEMBER
RICHARD ZARBO, COUNCIL MEMBER
ROBERT GIZA, SUPERVISOR

ABSENT: NONE

ALSO PRESENT: JOHANNA COLEMAN, TOWN CLERK
ROBERT LABENSKI, TOWN ENGINEER
RICHARD SHERWOOD, TOWN ATTORNEY
JEFFREY SIMME, BUILDING INSPECTOR
THOMAS FOWLER, CHIEF OF POLICE
CHRISTINE FUSCO, ASSESSOR
RICHARD REESE JR., HIGHWAY SUPERINTENDENT
SUZANNE BLANK, CLERK TYPIST

EXECUTIVE SESSION:

UPON MOTION DULY MADE BY COUNCIL MEMBER MONTOUR, SECONDED BY COUNCIL MEMBER RUFFINO by roll call vote, to deliberate in Executive Session for the announced purpose of discussing a collective bargaining matter regarding a particular employee, which falls within the exceptions for Executive Session, resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

At 9:57 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

PERSONS ADDRESSING TOWN BOARD:

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matters:

- Thanks Supervisor for idea of Municipal Hall - has many concerns about the possible acquisition of Lancaster Middle School.
- Has concerns about the Police merger - wants to know when Fox & Company study will be ready for review.
- Requests that communications be opened up on these issues.

Chowanec, Lee, 93 Northwood Drive, spoke to the Town Board on the following matters:

- Questions about Municipal Clerks' Week & commends the entire staff of the Lancaster Town Clerk's Office.
- Comments about Wal Mart project at Transit Road & William Street.

Gull, Henry, 710 Pavement Road, spoke to the Town Board on the following matter:

- Comments about Executive Session.

Juszczak, Joseph, 600 Pleasant View Drive, spoke to the Town Board on the following matter:

- Asked Supervisor Giza & Council Member Montour if they plan to respond to his request for compensatory time records.

Korc, Richard, 4946 William Street, spoke to the Town Board on the following matters:

- Asked Mr. Ruffino how long he has been a Town of Lancaster resident and how many Town Board meetings he has attended regarding NEC Transit/William LLC rezoning request.
- Asked Mrs. Stempniak how she will enforce the conditions imposed upon Mobil at William & Aurora Streets regarding the direction of lights and hours of operation.
- Informed Mr. Giza that Wal Mart at William Street & Transit Road will force the K Mart at Transit Road & French to close.

Kubicki, Gloria, 15 Maple Drive, spoke to the Town Board on the following matters:

- Expressed surprise at the vote on the rezoning petition of NEC Transit/William LLC.
- Questions about paper streets & wetland mitigation.

Przybysz, Paul, 66 Northwood Drive, spoke to the Town Board on the following matters:

- Comments about the site plan review pending for NEC Transit/William LLC.
- Requests a 250 ft buffer, replanting of trees that were removed, construction of a berm, and that the project be moved 100 ft to the west.

Schneggenburger, Roy, 87 Stony Road, spoke to the Town Board on the following matters:

- Comments about resolution #'s 1 & 10 from meeting of 4/8/02 - Inquired of Council Member Montour if he had reviewed site of dumping permit for Dave Smith. Feels that the application was not complete and that there is illegal dumping.
- Stated that the abandoned vehicle has not been removed yet.
- Comments about NEC Transit/William LLC.
- Expressed concerns about Lancaster/Depew Pediatrics on Genesee Street.

PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

RESOLVED, that the minutes from the Special Meeting of the Town Board held
April 8, 2002 and the Regular Meeting of the Town Board held on April 8, 2002 be and are hereby
approved

The question of the adoption of the foregoing resolution was duly put to a vote on
roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER MONTOUR, WHO
MOVED ITS ADOPTION. SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:

RESOLVED, that pursuant to Section 4-104 of the Election Law of the State of New York, this Town Board hereby designates the following Polling Places in each Election District of the Town of Lancaster for the conduct of Elections and Primaries during the year following the ensuing 1st day of May 2002.

ELECTION

DIST.

POLLING PLACE

- | | |
|----|---|
| 1 | Town Hall, 21 Central Ave., Lancaster, N.Y. |
| 2 | Court Street School, 91 Court St., Lancaster, N.Y. |
| 3 | Court Street School, 91 Court St., Lancaster, N.Y. |
| 4 | Como Park School, 1985 Como Park Blvd., Lancaster, N.Y. |
| 5 | Como Park School, 1985 Como Park Blvd., Lancaster, N.Y. |
| 6 | Lancaster Middle School, 148 Aurora St., Lancaster, N.Y. |
| 7 | Lancaster Municipal Building, 5423 Broadway, Lancaster, N.Y. |
| 8 | St. Mary's High School, 142 Laverack Ave., Lancaster, N.Y. |
| 9 | Fire Hall, 16 W. Drullard Ave., Lancaster, N.Y. |
| 10 | Central Avenue School, 149 Central Ave., Lancaster, N.Y. |
| 11 | Fire Hall, 45 Meridian St., Depew, N.Y. |
| 12 | Fire Hall, 45 Meridian St., Depew, N.Y. |
| 13 | Depew Municipal Building, 85 Manitou St., Depew, N.Y. |
| 14 | North Side Fire Hall, 112 Brewster St., Depew, N.Y. |
| 15 | SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y. |
| 16 | Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y. |
| 17 | Town Court Building, 525 Pavement Rd., Lancaster, N.Y. |
| 18 | Town Line Fire Hall, 6503 Broadway, Town Line, N.Y. |
| 19 | Historical Schoolhouse, 3703 Bowen Rd., Lancaster, N.Y. |
| 20 | Twin District Fire Hall, 4999 William St., Lancaster, N.Y. |
| 21 | North Side Fire Hall, 112 Brewster St., Depew, N.Y. |
| 22 | Substation, Bowmansville Fire Hall, 158 Seitz Ave., Lancaster, N.Y. |
| 23 | Lancaster Middle School, 148 Aurora St., Lancaster, N.Y. |
| 24 | Lancaster Village Dept. of Public Works, 5200 Broadway, Lancaster, N.Y. |
| 25 | Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y. |
| 26 | SS. Peter & Paul School, 52 Burlington Ave., Depew, N.Y. |
| 27 | Lancaster Senior High School, 1 Forton Dr., Lancaster, N.Y. |
| 28 | Sacred Heart School, 5337 Genesee St., Bowmansville, N.Y. |
| 29 | Bus Garage, Lanc. School Dist., 295 Pleasant View Dr., Lancaster, N.Y. |
| 30 | Substation, Town Line Fire Hall, 63 Cemetery Rd., Lancaster, N.Y. |
| 31 | Town Line Fire Hall, 6503 Broadway, Town Line, N.Y. |
| 32 | Twin District Fire Hall, 4999 William St., Lancaster, N.Y. |
| 33 | Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y. |
| 34 | Cayuga Heights School, 1780 Como Park Blvd., Lancaster, N.Y. |
| 35 | Twin District Fire Hall, 4999 William St., Lancaster, N.Y. |
| 36 | Lancaster Senior Center, 100 Oxford Ave., Lancaster, N.Y. |
| 37 | Twin District Fire Hall, 4999 William St., Lancaster, N.Y. |
| 38 | William Street School, 5201 William Street, Lancaster, N.Y. |
| 39 | William Street School, 5201 William Street, Lancaster, N.Y. |
| 40 | William Street School, 5201 William Street, Lancaster, N.Y. |
| 41 | Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y. |
| 42 | Townview Apartments Community Center, 50 Grambo Dr., Lancaster, N.Y. |
| 43 | Town Court Building, 525 Pavement Rd., Lancaster, N. |
| 44 | Hillview School, Transit Rd. & Pleasantview Dr., Lancaster, N.Y. |

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: RPOLLPL (1)

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Office of the Municipal Clerk, a time honored and vital part of the local government exists throughout the world, and

WHEREAS, the Office of the Municipal Clerk is the oldest among public servants, and

WHEREAS, the Office of the Municipal Clerk provides the professional link between the citizens, the local governing bodies and agencies of government at other levels, and

WHEREAS, Municipal Clerks have pledged to be ever mindful of their neutrality and impartiality, rendering equal service to all, and

WHEREAS, the Municipal Clerk is the information center on functions of local government and community, and

WHEREAS, Municipal Clerks continually strive to improve the administration of the affairs of the Office of the Municipal Clerk through participation in education programs, seminars, workshops and the annual meetings of their state, province, county and international professional organizations, and

WHEREAS, it is most appropriate that we recognize the accomplishments of the Office of the Municipal Clerk.

NOW, THEREFORE, BE IT

RESOLVED, that Robert H. Giza, Supervisor of the Town of Lancaster recognizes the week of April 28, 2002 through May 4, 2002 as Municipal Clerk's Week, and further extend appreciation to our Municipal Clerk, Johanna M. Coleman, and to all Municipal Clerks for the vital services they perform and their exemplary dedication to the communities they represent.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002
file: municipal clerk

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, the General Crew Chief, by letter dated April 10, 2002, has requested the appointment of a seasonal employee in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring and summer seasons of 2002,

NOW, THEREFORE, BE IT

RESOLVED, that the following individual be and is hereby appointed to the position of seasonal employee for the spring and summer seasons of 2002 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Matthew Steimer (rehire) 79 Court Street, Lancaster	Laborer	\$6.65 hr.

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: Rpers.seasonal (P3))

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPNIAK. TO WIT:

WHEREAS, Lynn Harrington, Program Coordinator for the Youth Bureau in the Town of Lancaster, by letter dated April 8, 2002, has requested a leave of absence, without pay, for up to one year, commencing April 30, 2002, and

WHEREAS, the Executive Director has recommended the granting of this unpaid leave of absence:

NOW, THEREFORE, BE IT

RESOLVED, that Lynn Harrington, Program Coordinator in the Youth Bureau be and is hereby granted a leave of absence, without pay, for up to one year, commencing April 30, 2002.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

FILE:rpers/pers.lvc

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, CWG Management, LLC, 12108 Anne Drive, Alden, New York, has submitted a Site Plan prepared by Bergmann Associates, dated February 21, 2002 and received February 21, 2002 for the proposed construction of a canopy extension and the addition of a fueling position to the existing Tops Markets Fueling Facility located on property at Transit Road and French Road, in the Town of Lancaster, and

WHEREAS, the Planning Board has reviewed the plan, and at its meeting March 6, 2002, has recommended approval of this project, and

WHEREAS, a SEQR Review of this project was held April 15, 2002 and a negative declaration was issued at that time;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby approves the Site Plan submitted by CWG Management, LLC, prepared by Bergmann Associates, dated February 21, 2002 and received February 21, 2002 for the proposed construction of a canopy extension and the addition of a fueling position to the existing Tops Markets Fueling Facility located on property at Transit Road and French Road, in the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED NO
SUPERVISOR GIZA	VOTED YES

April 15, 2002

PREFILED RESOLUTION NO. 7. - MEETING OF 4/15/02

Stempniak/ _____ Approve Site Plan Tim Hortons Coffee & Baked Goods Restaurant
[Site Plan: Tim Hortons Coffee & Baked Goods Restaurant]

At the request of Council Member Stempniak, this resolution was withdrawn for further study by the Planning Board.

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER RUFFINO, TO WIT:

WHEREAS, the Bowmansville Volunteer Fire Association, Inc., by letter dated April 8, 2002 has requested the addition of one (1) Probationary Active Member to the membership roster of said fire association.

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby confirms the following addition to the membership of the Bowmansville Volunteer Fire Association:

ADDITION - Probationary Active Member:

Michael Andrzejewski
86 Stutzman Road
Bowmansville, New York 14026

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: RFIRE (P2)

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

WHEREAS, WILLIAM DYNAS, the owner of real property situate at 296 Westwood Road, Lancaster, New York, has submitted an application for a Special Use Permit for a Home Occupation (dental lab) in accordance with provisions of Chapter 50- Zoning Code of the Town of Lancaster;

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Chapter 50-Zoning, Section 17 (F) entitled "Home Occupations" of the Code of the Town of Lancaster, a Public Hearing on the proposed Special Use Permit for a Home Occupation (dental lab) on premises locally known as 296 Westwood Road, Lancaster, New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th May 2002, 9:20 o'clock P.M., Local Time, and that Notice of the time and place of such Hearing be published in the Lancaster Bee, a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board and that a copy of such Notice of Hearing be referred to the Erie County Department of Planning, pursuant to Section 239(m) of the General Municipal Law, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

**LEGAL NOTICE
PUBLIC HEARING
TOWN OF LANCASTER
SPECIAL USE PERMIT - DYNAS**

LEGAL NOTICE IS HEREBY GIVEN, that pursuant to the authority set forth in Chapter 50-Zoning, Section 17 (F) "Home Occupations" of the Code of the Town of Lancaster, and the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 15th day of April, 2002, the Town Board will hold a Public Hearing on the 6th day of May, 2002, at 9:20 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all interested persons upon the application of William Dynas, for a Special Use Permit for a Home Occupation (dental lab) on premises locally known as 296 Westwood Road, in the Town of Lancaster, County of Eric, State of New York.

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

BY: JOHANNA M. COLEMAN
Town Clerk

April 15, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO MOVED ITS
ADOPTION, SECONDED BY COUNCIL
MEMBER STEMPIAK, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered
paid from their respective accounts as per abstract to be filed in the Office of the Town Clerk by
the Director of Administration and Finance, to wit:

Claim No. 13741 to Claim No. 13910 Inclusive

Total amount hereby authorized to be paid: \$2,167,661.00

The question of the foregoing resolution was duly put to a vote on roll call
which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED IT'S ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPNIAK, TO WIT:

WHEREAS, §1660 (18) Vehicle and Traffic Law permits the Town to designate the location of stop signs and no-passing zones affecting town roads outside of the villages of Lancaster and Depew, and

WHEREAS, the Town Board of the Town of Lancaster deems it in the public interest to make certain amendments to the Town Ordinance entitled, "VEHICLE AND TRAFFIC ORDINANCE OF THE TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK, DESIGNATED AS CHAPTER 46 OF THE CODE OF THE TOWN OF LANCASTER",

NOW, THEREFORE, BE IT

RESOLVED, that pursuant to Section 130 of the Town Law of the State of New York, a public hearing on proposed amendments to the Vehicle & Traffic Ordinance, Chapter 46 of the Code of the Town of Lancaster, County of Erie and State of New York, will be held at the Town Hall, 21 Central Avenue, Lancaster, New York, on the 6th day of May 2002, at 9:10 o'clock P.M., Local Time, and that Notice of the Time and Place of such hearing be published on or before April 18, 2002, in the Lancaster Bee, the Official Newspaper, being a newspaper of general circulation in said Town, and be posted on the Town Bulletin Board, which Notice shall be in the form attached hereto and made a part hereof.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

**LEGAL NOTICE
PUBLIC HEARING
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK
DESIGNATED AS CHAPTER 46 OF CODE OF TOWN OF LANCASTER**

LEGAL NOTICE IS HEREBY GIVEN that pursuant to the Town Law of the State of New York, and pursuant to a resolution of the Town Board of the Town of Lancaster, adopted on the 15th day of April, 2002, the said Town Board will hold a Public Hearing on the 6th day of May, 2002, at 9:10 o'clock P.M., Local Time, at the Town Hall, 21 Central Avenue, Lancaster, New York, to hear all persons upon the following amendments to the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of said Town:

CHAPTER 46

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION STOPS:
YIELD INTERSECTIONS**

46-8.1 Stop Intersections designated, is hereby amended by adding thereto the following:

<u>STREET NAME</u>	<u>INTERSECTING STREET</u>	<u>SIGN LOCATION</u>
STONY BROOK SUBDIVISION		
Stony Brook Drive	Westbury Lane	S.E. Corner

Full opportunity to be heard will be given to any and all citizens and all parties in interest.

**TOWN BOARD OF THE
TOWN OF LANCASTER**

By: **JOHANNA M. COLEMAN**
Town Clerk

April 15, 2002

THE FOLLOWING RESOLUTION WAS OFFERED
BY COUNCIL MEMBER STEMPNIAK, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER MONTOUR, TO WIT:

RESOLVED that the following Building Permit Applications be and
are hereby reaffirmed:

CODES:

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are
waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

TABLED PERMIT:

Pmt #	Applicant Name	Address	Structure
8711	Voicestream Wireless	0 Penora St	Er. Com. Tower

NEW PERMITS:

8944	Frunger, David	5689 Broadway	Er. Res. Add.
8945	Crown Atlantic Co LLC	3979 Walden Ave	Er. Com. Tower
8946	Frey's Olde Time Furn.	19 Parkedge Dr	Er. Shed
8947	House Crafters	17 Kurtz Ave	Er. Garage (V/L)
8948	House Crafters	17 Kurtz Ave	Dem. Garage (V/L)
8949	House Crafters	15 Winfield Ave	Er. Res. Add. (V/L)
8950	Lanc-Depew Pediatrics	5330 Genesee St	Er. Comm. Bldg.
8951	Majestic Pools	23 Fox Trace	Er. Fence
8952	Majestic Pools	23 Fox Trace	Er. Pool-In Grnd
8953	Albert V Randuccio	19 Chestnut Corner	Er. Dwlg.-Sin.
8954	Sprint Spectrum LP	6 St Marys St	Er. Com. Tower (V/L)
8955	Wassim, Issa	470 Aurora St	Er. Comm. Add.
8956	Duro Shed Inc	171 Westwood Rd	Er. Shed
8957	Donato Developers	370 Lake Ave	Er. Dwlg.-Sin.
8958	All General Const.	99 Court St	Dem. Garage (V/L)
8959	All General Const.	99 Court St	Er. Garage (V/L)
8960	Betker, John	3 Summerfield Dr	Er. Shed
8961	Micro Builders Inc	7 Mount View Pl	Er. Res. Add. (V/L)
8962	Murrano/Marc Equity	17 Apple Blossom Blvd	Er. Dwlg.-Sin.
8963	Marrano/Marc Equity	22 Apple Blossom Blvd	Er. Dwlg.-Sin.
8964	Kaminski, Kristopher	30 Village View	Er. Deck
8965	Balbuzowski, Gary	43 Quail Run Ln	Er. Shed
8966	Nigel Enterprises	12 Willow Ridge Ln	Er. Dwlg.-Sin.
8967	Capital Fence	249 Warner Rd	Er. Fence
8968	Dodge, Mark	123 Garfield St	Er. Res. Add. (V/L)
8969	Sheppard, John Jr	22 Hunters Dr	Er. Pool-Abv Grnd
8970	Ferry Builders	4920 William St	Er. Comm. Bldg.
8971	Wesolowski, Michael	1143 Penora St	Er. Shed
8972	Capretto Enterprises	18 Katelyn Ln	Er. Dwlg.-Sin.

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

BE IT FURTHER

RESOLVED, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File:Rbldg2

SUSPENDED RESOLUTIONS:

Supervisor Giza requested a suspension of the necessary rules for immediate consideration of the following resolutions:

Council Member Stempniak moved to suspend the necessary rules for immediate consideration of the following resolution, seconded by Council Member Ruffino, by voice vote, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

THERE BEING NO OBJECTIONS, THE SUSPENSION WAS GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED	
BY SUPERVISOR GIZA,	WHO
MOVED ITS ADOPTION,	SECONDED BY
COUNCIL MEMBER ZARBO,	TO WIT:

WHEREAS, the Town Board is in receipt of an updated proposed emergency response plan developed and promulgated by the Emergency Services Team of the Town of Lancaster, and

WHEREAS, the Town Board has duly reviewed and considered the proposal submitted and finds that it is in the public interest to adopt this updated emergency response plan;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby adopts the amended and updated emergency response plan dated 2002 as submitted by the Emergency Services Team to the Town Board and that furthermore the Town Clerk is hereby directed to distribute copies of this emergency response plan to all departments in the Town of Lancaster and that a copy of it also be forwarded to the Erie County Office of Emergency Management.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: *reemergencyserviceteam402

SUSPENSION GRANTED

**THE FOLLOWING RESOLUTION WAS OFFERED
BY SUPERVISOR GIZA, WHO
MOVED ITS ADOPTION, SECONDED BY
COUNCIL MEMBER STEMPIAK, TO WIT:**

WHEREAS, the County of Erie on behalf of the Erie County Sewer District No. 4 has proposed that Erie County Sewer District No. 4 acquire ownership of the sewer lines and appurtenances owned by Lancaster Sewer Districts No. 4, 6, 7, and 8, and

WHEREAS, the Town Board has reviewed the proposal made by the County with regard to this acquisition and deems it in the public interest for the Town to enter into an agreement whereby Erie County Sewer District No. 4 will acquire and own the beforementioned sewer lines and by such ownership said Sewer District No. 4 will assume the obligation of operation and maintenance of said lines;

NOW THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into an agreement with the County of Erie for the purpose of conveyance of the Town owned sewer lines and appurtenances in Town Sewer Districts No. 4, 6, 7 and 8 to Erie County Sewer District No 4.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

April 15, 2002

File: *sewerdistrict402

COMMUNICATIONS & REPORTS:

463. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, & Town Engineer -
Notice of SEQR meeting April 15, 2002, 6:30 PM regarding Tim Horton's Coffee & Baked Goods Restaurant and Tops Fueling Facility. DISPOSITION = Received and Filed
464. Town Clerk to Various News Media -
Notice to media of SEQR MRC meeting, April 15, 2002 at 6:30 PM to review the site plans applications of Tim Horton's Coffee and Baked Goods Restaurant and Tops Fueling Facility. DISPOSITION = Received and Filed
465. Planning Board Chairman to Town Board -
Notes from meeting of April 3, 2002 regarding Entrance Islands and Cul-de-sacs. DISPOSITION = Received and Filed
466. ABC Consulting Services to Town Clerk -
Advisement of an error concerning Communication No. 411; the applicant's name is JP's Comer LLC. DISPOSITION = Received and Filed
467. Loretta Jacobi to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
468. Christine Basher to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
469. Unknown to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
470. Cheektowaga Resident to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
471. Cheektowaga Resident to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
472. West Seneca Resident to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
473. Cheektowaga Resident to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
474. Ana Kaczmarowski to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
475. Robert Kaczmarowski to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
476. Cheektowaga Resident to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
477. Karen Niewiadowski to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee

478. Highway Superintendent to Town Board -
Request to purchase of two dump trucks. DISPOSITION = Resolution 4/8/02
479. Roy Schneggenburger to Council Member Montour -
Letter regarding his letter of March 21, 2002 concerning the March 18, 2002 Town Board Meeting. DISPOSITION = Received and Filed
480. Buffalo Resident to Town Board -
Newspaper article from the Rochester Democrat & Chronicle regarding a resolution by the Town of Gates Town Board approving Wal-Mart to remain open 24 hours a day. DISPOSITION = Planning Committee
481. Paul H. Przybysz to Town Board -
Comments regarding the proposed rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
482. Town Attorney to Town Board, Planning Board, Town Clerk, Building Inspector, & Town Engineer -
Notice of SEQR meeting April 15, 2002, 6:30 PM regarding Fairway Hills Subdivision. DISPOSITION = Received and Filed
483. Supervisor to Erie County Highway Superintendent -
Request for a complete traffic study for the intersection of Central Avenue and Country View Way. DISPOSITION = Received and Filed
484. Town Clerk to Various News Media -
Notice to media of SEQR MRC meeting, April 15, 2002 at 6:30 PM to review the site plans applications of Tim Horton's Coffee and Baked Goods Restaurant, Tops Fueling Facility, and Fairway Hills Subdivision. DISPOSITION = Received and Filed
485. Chief of Police to Planning Board Chairman -
Notice of approval from Police Department for the site plan for Electrosynthesis, 72 Ward Road. DISPOSITION = Planning Committee
486. Chief of Police to Planning Board Chairman -
Notice of approval from Police Department for the site plan for Garden Place Hotel Addition, 6615 Transit Road. DISPOSITION = Planning Committee
487. Florence Shermet to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
488. Village of Lancaster to Town Board -
Transmittal of Official Meeting Minutes of March 25, 2002. DISPOSITION = Received and Filed
489. Village of Lancaster to Town Board -
Transmittal of Official Meeting Minutes of March 11, 2002. DISPOSITION = Received and Filed
490. Renaldo & Myers, P.C., Attorneys at Law to Sears, Roebuck & Co. -
Notice of public hearing regarding rezone petition for CARSTAR, 6705 Transit Road. DISPOSITION = Received and Filed
491. James Heisler to Town Board -
Recommendation to deny rezone of NEC Transit Road and William Street. DISPOSITION = Planning Committee
492. NYS DOT to Town Attorney -
Notice of Lead Agency Designation to the Town of Lancaster regarding Tim Horton's Coffee and Baked Goods Restaurant. Comments noted. DISPOSITION = Planning Committee
493. NYS DOT to Town Attorney -
Notice of Lead Agency Designation to the Town of Lancaster regarding Tops Markets Fueling Facility. DISPOSITION = Planning Committee

494. Town Clerk to Town Board -
Transmittal of Special Use Permit for a Dental Lab, 296 Westwood Road.
DISPOSITION = Resolution 4/15/02
495. Executive Director, Youth Bureau to Supervisor and Town Board -
Request approval for a leave of absence for Lynn Harrington, Program Director.
DISPOSITION = Resolution 4/15/02
496. Henry C. Seege to Town Board -
Comments and concerns regarding the environmental buffer between Queen's Park
Subdivision and Countryside Subdivision. DISPOSITION = Town Attorney, Building
Inspector
497. Fire Chief, Millgrove Volunteer Fire Department to Supervisor -
Comments regarding mutual aid response to fire call at Burnwell Gas on Walden
Avenue. DISPOSITION = Received and Filed
498. NYS Department of Labor to NYS Public Employers -
Bulletin regarding Lyme Disease and West Nile Virus. DISPOSITION = Received
and Filed
499. Office of Emergency Management to Town Board -
Transmittal of Monthly Meeting minutes of March 19, 2002. DISPOSITION =
Received and Filed
500. Association of Erie County Governments to Town Board -
Notice of meeting on Thursday, April 25, 2002 at Romanello's Restaurant at 6:00 PM.
DISPOSITION = Received and Filed
501. Town of Evans Supervisor to Supervisor and Town Board -
Letter requesting adoption of Municipal Clerks' Week for April 28 through May 4,
2002. DISPOSITION = Resolution 4/15/02
502. General Crew Chief to Supervisor -
Request appointment of Matthew Steimer as a seasonal laborer. DISPOSITION =
Resolution 4/15/02
503. Bowmansville Volunteer Fire Association to Town Board -
Request for change in membership roster. DISPOSITION = Resolution 4/15/02

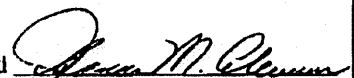
ADJOURNMENT:

ON MOTION OF COUNCIL MEMBER MONTOUR AND SECONDED BY
COUNCIL MEMBER RUFFINO FOR ADJOURNMENT OF THE MEETING, on roll, which
resulted as follows:

COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
COUNCIL MEMBER ZARBO	VOTED YES
SUPERVISOR GIZA	VOTED YES

The meeting was adjourned at 9:57 P.M.

Signed


Johanna M. Coleman, Town Clerk